

111TH CONGRESS  
1ST SESSION

# H. R. 2491

To amend the Internal Revenue Code of 1986 to exclude from gross income any enlistment, accession, reenlistment, retention, or incentive bonus paid to a member of the Armed Forces.

---

## IN THE HOUSE OF REPRESENTATIVES

MAY 19, 2009

Mr. KING of New York introduced the following bill; which was referred to the Committee on Ways and Means

---

## A BILL

To amend the Internal Revenue Code of 1986 to exclude from gross income any enlistment, accession, reenlistment, retention, or incentive bonus paid to a member of the Armed Forces.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Tax Relief and Ful-  
5 filling Our Obligation to Patriotic Soldiers Act of 2009”.

1 **SEC. 2. EXCLUSION FROM GROSS INCOME OF ENLISTMENT**  
2 **AND REENLISTMENT BONUSES FOR MEM-**  
3 **BERS OF THE ARMED FORCES.**

4 (a) IN GENERAL.—Section 112 of the Internal Rev-  
5 enue Code of 1986 (relating to certain combat zone com-  
6 pensation of members of the Armed Forces) is amended  
7 by redesignating subsections (c) and (d) as subsections (d)  
8 and (e), respectively, and by inserting after subsection (b)  
9 the following new subsection:

10 “(c) QUALIFIED BONUS.—Gross income does not in-  
11 clude a qualified bonus.”.

12 (b) QUALIFIED BONUS DEFINED.—Subsection (d) of  
13 section 112 of such Code (relating to definitions), as re-  
14 designated by subsection (a), is amended by adding at the  
15 end the following new paragraph:

16 “(6) QUALIFIED BONUS.—

17 “(A) IN GENERAL.—The term ‘qualified  
18 bonus’ means an enlistment, accession, reenlist-  
19 ment, retention, incentive, or other bonus paid  
20 by the Secretary concerned to a member of the  
21 Armed Forces of the United States in exchange  
22 for the agreement of the member to accept a  
23 commission as an officer, extend an active serv-  
24 ice commitment as an officer, enlist, reenlist, or  
25 extend an enlistment as an enlisted member in

1 an active or reserve component, or enter into a  
 2 reserve affiliation agreement.

3 “(B) OTHER DEFINITIONS.—For purposes  
 4 of subparagraph (A), the terms ‘active service’,  
 5 ‘enlisted member’, ‘officer’, and ‘Secretary con-  
 6 cerned’ have the meanings given to such terms  
 7 in section 101 of title 10, United States Code.”.

8 (c) CONFORMING AMENDMENTS.—

9 (1) Section 2201 of such Code is amended by  
 10 striking “section 112(c)” both places it appears and  
 11 inserting “section 112(d)”.

12 (2) The heading for section 112 of such Code  
 13 is amended by inserting “**AND OTHER**” before  
 14 “**COMPENSATION**”.

15 (3) Section 3401(a)(1) of such Code is amended  
 16 by inserting “and other” before “compensation”.

17 (4) The table of sections for part III of sub-  
 18 chapter B of chapter 1 of such Code is amended by  
 19 striking the item relating to section 112 and insert-  
 20 ing the following new item:

“Sec. 112. Certain combat zone and other compensation of members of the  
 Armed Forces.”.

21 (d) EFFECTIVE DATE.—The amendments made by  
 22 this section shall apply to taxable years beginning after  
 23 December 31, 2008.

○